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Thoroughly Equipped trains leave
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This popular eating house has again been
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new friends to call on them.

SAM LEE, PROPRIETOR.

THE LEADING Confectioner of Prescott

Home Made Candies, Cakes, Pies
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We Make a Specialty of Mail Orders
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Gurley St., below the Burke, Prescott

W. T. HALL Machine Shop

North Cortez St., Near Depot.

General repairing of all kinds
including care of Automobiles

Bicycles For Sale.

The Storm Trial.

Continued from page 6.

Friday night. Was in probate judge's
office at the time and did not know
that any tests were being made. Testi-
mony very similar to other as to the
noise.

Probate Judge C. P. Hicks testified
also as to the test made on Friday
night, December 9th and of hearing
the noises made and further said:

"On the night of election in No-
vember was in the office from a short
time before 5 o'clock until after the
clock struck five; was in there proba-
bly ten minutes. Saw no one around
the court house and heard no sounds."

E. B. Moden—"Was sitting on a
seat in the plaza about 4 o'clock on
the evening of November 8th. The
porter in Vogt's store was with me.
Was seated on the north side of the
court house. Was there till 4:25.
After getting up from the seat we
walked up to the fountain. Met Mrs.
Goddard as we went to the fountain to
see if there were any fish in the water.
Mrs. Goddard went into the court
house and returned shortly afterwards.
Did not see anyone go in or around
the court house except Mrs. Goddard."

We left the fountain probably about
4:30 could not say positively."

Cross examined—"One of the front
doors was open as we stood at the
fountain. Saw Judge Sloan and an-
other gentleman with him at the win-
dow of his room up stairs."

Walter W. Cook—"On the 20th of
October, between 3 and 4 o'clock I
went into the treasurer's office and
told him I wanted \$5. He said: if I let
you have it I will have to take it out
of the county treasury. He gave me
the money and I gave him my note."

I have not the note now. I saw him
some time afterwards at the Burke
drug store. Storm said talk easy. I
asked him for my note. He said that
note is all right. You need never pay
it. I have the money to pay him now,
but want my note."

Cross examination—"Did not put
the day down. Storm fixed up a note
and I signed it. Storm hesitated about
giving me the money."

From Saturday's Daily.

A temporary interruption to or ces-
sation of the Storm trial occurred
yesterday afternoon shortly after 3
o'clock by a motion made by the de-
fense after the prosecution had rested
its case, but the trial will be resumed
again at 9:30 today.

At the opening of court in the morn-
ing three fourths of the benches in
the court room were vacant.

The first witness called was George
Happ who was with E. B. Moden in
the court house plaza on the afternoon
of election day. He identified Mrs.
Goddard as having been in the court
house about 4 o'clock, his testimony
being corroborative of Mr. Moden's.

J. A. Conlee was in the court house
about 4 o'clock of that day, walked
through the main hall two or three
times during the next half hour.

Ed S. Wright was recalled and ex-
plained the manner of keeping the
funds of the county and the manner
of opening and closing doors of vault.

On cross examination Attorney Ross
reverted back to "those checks" again
and asked a few more impeachment
questions.

M. J. Hickey was in the treasurer's
office at 10 o'clock on the morning of
November 9th, was locked in the vault
with A. J. Head and both hollered
and kicked the door, the noise being
heard on the outside.

He had a talk with Storm about the
checks. Storm referred to carrying
checks of witness but had never lost
anything by it. Storm also said that
the checks he had been carrying had
nothing to do with the shortage. Wit-
ness afterwards asked him to turn the
Burke and Hickey check and other
checks over to the bondsmen. He
made a list of the checks in his own
hand writing and gave it to witness
but said he did not know where they
were.

J. P. Dillon saw the prisoners' meal
cart going to the jail shortly after 4
o'clock.

Frank De Sousa was in the court
house on the evening of November
10th between 7 and 8 o'clock and was
locked inside of the vault with an-
other man with both doors closed and
kicked on the inner door and hollered,
repeating the operation several
times. He also gagged himself while
in the vault but at this point the tes-
timony was abruptly broken off by an
objection from the defense, and what
was done while gagged was not
stated.

A. A. Johns, who was in the court
house while the above experiment was
made told of the loud noise which
was made in the test. He heard some
one calling for help quite distinctly
and quite loud. Was in the court
house election night from 7 o'clock to
2. The last three or four hours it was
particularly quiet. He heard one
noise during the night but it was only
for a few seconds.

Witness was one of a committee of
bondsmen who interviewed Storm on

the Saturday after the alleged robbery
at which Storm said that there had
never been a dollar of county money
used and that there had never been
any shortage; that he had never given
out money for checks and had never
carried checks in lieu of cash. Later
he told about the Burke and other
checks saying that they were in the
office on the morning of the robbery.

Ben Belcher, who was one of the
bondsmen committee, who interviewed
Storm on the Saturday after the al-
leged robbery, gave in detail the con-
versation, on that occasion, his testimony
being corroborative of or a repetition
of the previous witness.

John Lawler, also a member of the
committee of bondsmen, related the
details of the conversation. In addi-
tion he related a conversation in Judge
Hawkins' office during the afternoon
of November 9th, at which Judge
Hawkins told Storm that they were of
the opinion that he was short. Storm
became angry and insisted that he was
robbed.

Mrs. Charles F. Goddard said that
she walked through the court house
between 4 and 4:30 o'clock on the af-
ternoon of election. Met Mr. Moden
in the plaza. Met Mr. Carter while
passing through the hall. The door of
the treasurer's office was slightly ajar
as she passed.

E. B. Moden was recalled and said
he noticed Miss Storm going out of
the plaza just as he and Happ took
their seat on the plaza. He did not
remember of seeing J. A. Conlee.

Barney Smith, supervisor elect, talk-
ed with Storm on Friday or Saturday
of last week. Storm told him that he
did not owe the county a bean. That
if he went to Yuma he would come
back looking people in the face as he
is honest. Witness also told of the
experiments made with the vault doors
as related by other witnesses.

J. H. Robinson told of the experi-
ments made in the vault on the even-
ing of December 10th.

S. A. Prince was recalled and testi-
fied as to what can be seen in the
treasurer's office from the north porch
of the court house. W. J. Mulvenon
was in the supervisor's office between
11 o'clock at night and 2:30 in the
morning. He passed through the hall
and several times he stood against the
wall of the vault of the treasurer's
office and conversed with people while
standing leaning against this wall but
did not at any time hear any outcry
or noise.

M. B. Hazeltine, cashier of the Bank
of Arizona, testified that up to June
1902 Storm had an account with the
bank but since that time he had no
personal account. When asked as to
whether a check for \$1000 drawn on the
bank by Storm would have been paid,
the defense objected and the question
withdrawn.

The prosecution here announced
that, reserving the right to call one
more witness later, it rested the case
and at the suggestion of counsel for
defense a recess was taken until 2
o'clock when the defense announced
that they would be prepared to take
up their case.

On court reconvening at 2 o'clock
Homer R. Wood was recalled by the
prosecution and asked to state in what
county and territory the treasurer's
office is located, also as to whether he
had made a demand on Mr. Storm for
the amount of the alleged defalcation
in the treasurer's office. Mr.
Wood replied that he had made such
a demand but did not receive the
money. The written demand served
on Storm was admitted as evidence.

W. J. Bond was also called by the
prosecution and stated that on the
night of the 8th of December he was
seated on the porch of the court house
with three other persons. The front
door of the court house was open. He
had heard no noise whatever of any
kind. They remained there about
twenty minutes.

George W. Sines was then recalled
by the prosecution and was shown a
piece of baling wire and asked if he
could take it and tie his hands behind
his back with it. He said he could.
The prosecution objected to the an-
swer, and the question was withdrawn
and stricken from the record together
with his answer.

Mr. Sines was then asked to take a
piece of wire and show the jury how a
man could tie his own hands with it.
Objected to by the defense.

After a considerable discussion the
objection was sustained and Mr. Sines
was not permitted to show the jury
how the feat could be accomplished.

District Attorney Clark then asked
that under the provisions of the statu-
te the jury be permitted to visit the
office and vault of the treasurer and
that the court appoint a competent
person to accompany and take charge
of the jury. The defendant and any
of his attorneys who desired to accom-
pany the jury was also given permis-
sion to accompany them for the in-
spection.

Homer Wood was again recalled and
testified that there has been no change
in the office or vault of the treasurer's
office since November 9th. A list of
the so called hold over checks was
then read to witness and he was asked
if any of them had been turned over

to him to which he replied in the
negative.

The territory here rested its case.
Counsel for defense reviewed the
testimony introduced by the prosecu-
tion stating that they have alleged
four different and separate acts, viz:
the taking of money in December 1902,
again during the first quarter of 1903,
again later when \$1 was alleged to
have been taken and again on Novem-
ber 9th when it is alleged that the
defendant took \$15,316.53, and have
introduced evidence in support of these
acts and moved the court that the
prosecution be now called to elect up-
on which of these separate charges or
acts it expects to submit its case to
the jury.

The motion was supported by argu-
ment and by the citing of authorities
by the defense and was also argued
by the prosecution. The judge announ-
ced that before ruling upon the motion
he would like to examine authorities
so without the defense commencing
its case a recess was taken until 9:30
this morning.

Continued on page 8.

AFTERNOON EXERCISES

The pupils of the sixth grade of the
public schools gave a very entertain-
ing and instructive program of exer-
cises on Thursday afternoon. Those
participating, acquitted themselves
very creditably. The program was as
follows:

PART I.

"Hark! Hark! Angels Sing"—
Sixth Grade.
Recitation, "An Interrupted Auc-
tion"—Carrie Stepan.
Recitation, "St. Saturday"—Dannie
Seaman.

"Sweet and Low"—Sixth Grade.
Reading, "How Our Christmas
Greens Come"—Beryl Stephens.
Recitation, "Mrs. Santa Claus"—
Bonita Stepan.
"Shine Out Oh Blessed Star"—
Sixth Grade.

Recitation, "The One Legged
Goose"—Augusta Patterson.
Music, "We Have Lived and Loved
Together," "My Heart and Love."
"After the Opera is Over," "Shades
of Evening"—Mrs. D. H. Ross, Davis
Ross, Ted Ross.

PART II.

A Christmas exercise, "The King
of the Holidays."
Scene—The court of the children.
Judge, Edwin Nelson; Attorney
general, Harold Elliott; Clerk, Tre-
maine Binkley; Washington's birth-
day, Thomas Ross; Memorial day, Ed
Barr; Independence day, Beth Block;
Thanksgiving day, Irene Hesla;
Christmas day, Douglas Aitken; Jury,
a dozen boys and girls.

BENEFIT CONCERT

There was a large audience at Odd
Fellow's hall last evening at the con-
cert given for the benefit of the Crit-
tenton home in Phoenix. The program
was a very interesting and well ar-
ranged. The choruses were remark-
ably well rendered, the orchestra ac-
companiment adding much to their
effectiveness.

Miss Carpenter, who has already be-
come quite a favorite with the music
loving people of Prescott won new
laurels by her rendering of "Just for
Today."

"The Heavenly Song" by Mrs.
Howard Conner, was sung very sweet-
ly.

A. Cass Redewill, of Phenix, ren-
dered a cornet solo, "Schubert's Se-
renade," in a very beautiful and pleas-
ing manner.

Miss Chilson's singing of "The Holy
City" was one of the best rendered
numbers she has given since her ad-
vent in Prescott and it was enthusias-
tically encoored, the audience refusing
to be satisfied until she reappeared.

Another sweet and beautiful number
was "La Paloma" the old time favor-
ite by the orchestra. New charms
were added to it by the faultless man-
ner of its production.

Lyle P. Conner sang two numbers,
"Some Day" and "The Ninety and
Nine," eliciting applause each time.

E. Emanuel, captivated the audience
with a violin solo and received a
hearty encore and Mrs. Farley and
Miss Daly gave an instrumental duet
from "Il Trovatore."

Rev. A. E. Sothower opened the en-
tertainment with an invocation and at
its close the benediction was pro-
nounced by Rev. E. B. Taft.

Mr. Conner also took occasion to
make an appeal for aid for the Crit-
tenton Home, and the entertainment
throughout was very enjoyable.

Mrs. B. H. Smith was the accom-
panist of the evening.

Christmas cards and calendars
are always neat and appropriate
mementos. A neat line at mo-
derate prices.—Armitage, the Sta-
tioner.

No. 735.

Mineral Application.

U. S. Land Office.

Prescott, Arizona, Oct. 25, 1904.

Notice is hereby given that Empire Crown
King Gold Mining Company, by LeRoy
Anderson, its attorney-in-fact, whose post-
office address is Prescott, Arizona, has made
application to the United States for a patent
for the "Albermarle," "Anconda," "Plata
Belle," "Empire," and "Polar Star" lode,
claiming 7472 linear feet thereof, bearing
gold and silver, with surface ground 600 ft
in width, unsurveyed, situated approxi-
mately in tp 10 n., r 1 w., G & S R 24, in Pine
Grove mining district, Yavapai county, Ariz-
ona, which is more fully described as to
metes and bounds by the official plat and by
the field notes of survey thereon posted and
now on file in this office, which field notes
of survey describe the boundaries and extent
of said claim on the surface, with magnetic
variation at 14 deg e, as follows, to-wit:

SURVEY NO. 1876.

"Albermarle" Lode—Beginning at cor 1,
a granite stone 4x10x24 ins, set 1 foot
ground, alongside mon of stones 3x3 feet,
stone marked A-1-1856, U S L M, 1856, P G
D, brs n 34 deg 16 min e 197.7 ft; thence s 4
deg e 1500 ft to cor 2, which is also cor 1 An-
conda lode this survey, a porphyry stone
6x12x24 ins, set 1 foot in ground, alongside
mon of stones 3x3 ft, stone marked A-2-1856
and A-1-1856; thence north 86 deg e 600 ft to
cor 3; thence n 4 deg w 1500 ft to cor 4;
thence s 86 deg w 600 ft to cor 1, place of be-
ginning, survey of exterior boundaries. Loca-
tion notice, book 67 of mines, page 592.

"Anconda" Lode—Beginning at cor 1,
which is also cor 2 Albermarle lode, this
survey, cor described above, U S L M, 1856,
P G D, brs n 0 deg 14 min e 1539.4 ft; thence
s 8 deg 10 min e 1500 ft to cor 2, which is
also cor 1 Plata Belle, this survey, a granite
stone 8x12x24 ins, set 1 foot in ground, along-
side mon of stones 3x3 ft, stone marked A-2-
1856 and A-1-1856; thence n 86 deg e 600 ft
to cor 3; thence n 8 deg 10 min w 1500 ft to
cor 4; thence s 86 deg w 600 ft to cor 1, place
of beginning, survey of exterior boundaries.
Location notice, book 67 of mines, page 592.

"Plata Belle" Lode—Beginning at cor 1,
which is also cor 2 Anconda lode, this sur-
vey, cor described above, U S L M, 1856,
P G D, brs n 3 deg 45 min w 3151 ft; thence
s 10 deg 45 min e 1472 ft to cor 2, which is
also cor 1 Polar Star lode, this survey, a
granite stone 5x12x24 ins, set 1 ft in ground,
alongside a mon of stones 3x3 ft, stone
marked P B 2-1856 and P S 1-1856; thence n
86 deg e 600 ft to cor 3; thence n 10 deg 45
min w 1472 ft to cor 4; thence s 86 deg w 600
ft to cor 1, place of beginning, survey of ex-
terior boundaries. Location notice, book
67 of mines, page 593.

"Empire" Lode—Beginning at cor 1, cut
X on a solid granite rock in place, marked
E 1-1856, mon of stones 3x3 ft, alongside, U S
L M, 1856, P G D, brs n 29 deg 51 min w
2395 ft; thence s 22 deg 30 min w 1042.8 ft
to cor 2; thence s 10 deg 45 min e 547 ft to
cor 3; thence s 67 deg 30 min e 300 ft to
cor 4; thence s 22 deg 30 min e 1500 ft to cor 5;
thence n 67 deg 30 min w 600 ft to cor 1,
place of beginning, survey of exterior bound-
aries. Location notice, book 69 of mines,
page 221.

"Polar Star" Lode—Beginning at cor 1,
which is also cor 2 Plata Belle lode, this sur-
vey, cor described above, U S L M, 1856, brs
n 5 deg 59 min w 4615.1 ft; thence s 3 deg
30 min w 1500 ft to cor 2; thence n 86 deg e
600 ft to cor 3; thence s 86 deg w 600 ft to
cor 4; thence s 86 deg w 600 ft to cor 1,
place of beginning, survey of exterior bound-
aries. Location notice, book 47 of mines,
page 335.

Said books are of the records of Yavapai
county, Arizona, where said notices are re-
corded.

This claim, Survey No. 1856, is bounded
on the north by lode claim, name unknown,
McDonald and Abel, claimants; on the east
and west by unsurveyed government land;
and on south by "Crowned Queen" lode
claim, this survey; no other known claims.
The courses and lengths of veins of the
above described mining claims are shown
on the plat posted on the claim and in this
office, to which reference is hereby made.

The total area claimed is 100,970 acres,
and the respective areas of the respective
locations, together with conflict thereof, is
shown in detail on the plat and in the field
notes on file in this office and posted on the
claim, to which reference is made for a fur-
ther description thereof.

FEN S. HILDBRETH,

Register.

First publication Oct. 28.

No. 703.

Application for Patent.

U. S. Land Office, Prescott, Ariz.,

October 18, 1904.

Notice is hereby given that in pursuance
of chapter six of title thirty-two, of the re-
vised statutes of the United States, the
Sunny South Mining Company, a corporation,
by J. H. Maltre, its attorney in fact,
whose postoffice address is Prescott, Ariz-
ona, claiming 1500 feet each of the Sunny
South and Sunny Ex. Sunny South vein, lode
or mineral deposit, bearing gold, silver and
copper, with surface ground 600 feet in
width, lying and being situated within the
Hassayampa mining district, county of Yavapai
and Territory of Arizona, is about to
make application to the United States for a
patent for the said mining claims, which
are more fully described as to metes and
bounds by the official plat herewith posted,
and by the field notes of survey thereof, now
filed in the office of the register of the dis-
trict of lands, subject to sale at Prescott,
Arizona, which field notes of survey de-
scribe the boundaries and extent of said
claims on the surface, with magnetic varia-
tion at 14 deg e as follows, to-wit:

SUNNY SOUTH LODE—Beginning at
cor No 1, which is also cor No 1, Sunny
South, of this survey, (mineral sur-
vey No 1729) identical with cor of loc. A
porphyry stone 8x12x24 ins set one foot
in ground alongside a mon of stones 3x3 ft
stone marked S S No 1-1729, also S Ex. S S
No 1-1729. A X on a porphyry rock in
place marked B R S S No 1-1729 brs s 75 deg
17 min w 20 ft. A X on a porphyry rock in
place marked B R S S No 1-1729 brs
s 3 deg w 22.1 ft. U S L M No 1729 brs
s 86 deg 32 min e 475.6 ft. Thence n 19 deg
43 min w 1500 ft to cor No 2. Thence s 76
deg 30 min w 600 ft to cor No 3. Thence
s 19 deg 43 min e 1500 ft to cor No 4. Thence
n 76 deg 30 min e 900 ft to place of begin-
ning.

SOUTH EX. SUNNY SOUTH LODE—
Beginning at initial mon at n e end of
claims which is also the s e c of Sunny
South lode of this survey, mon described
above. Thence n 76 deg 30 min e 300 ft to
cor No 1, which is also cor No 1 Sunny South
lode of this survey, cor described above. U
S L M No 1729, H D, brs n 86 deg 32 min e
475.6 ft. Thence s 42 deg 9 min e 1500 ft
to cor No 2. Thence s 76 deg 30 min w 600
ft to cor No 3. Thence n 42 deg 9 min w 1500
ft to cor No 4, which is also cor No 4 Sunny
South lode of this survey. Thence n 76 deg
30 min e 300 ft to place of beginning.

AREA.

Sunny South lode..... 20.54 acres
Sunny Ex. Sunny South lode..... 18.13 acres

Total area lode claims..... 38.67 acres

These claims are located on unsurveyed
government land approximately in twp 12
n., r 2 w, G & S R M.

Notice of location of Sunny South lode is
of record in the office of the county rec-
order of Yavapai county, Territory of Arizona,
in book 25 of mines, at pages 231-292, and
the notice of location of South Ex. Sunny
South lode being of record in the office of

said county recorder in book 47 of mines, at
page 286.

The course and length of Sunny South
vein is from n e c. c. Bides 43 min e 1500 ft
to s e c. c. Of South Ex. Sunny South vein
n e c. s 42 deg 9 min e 1500 ft to s e c.

The Kentucky mining claim, unsurveyed,
owned by T. G. Morris, adjoins the Sunny
South lode on the north, and is bounded on
the east, south and west by government
land, the said claims being designated as
mineral survey No 1729 in the official plat
posted herewith.

Any and all persons claiming adversely
the mining ground, vein, lode, premises or
any portion thereof so described, surveyed,
platted and applied for, are hereby notified
that unless their adverse claims are duly
filed according to law, and the regulations
thereunder, within the time prescribed by
law, with the register of the U. S. land
office at Prescott, in the Territory of Ariz-
ona, they will be barred in virtue of the
provisions of said statutes.

Fen S. Hildreth,

Register.

First publication Oct. 19—W.

No. 704.

Application for patent.

United States Land Office,

Prescott, Arizona, Oct. 18, 1904.

Notice is hereby given that in pursuance
of the Act of Congress, approved May 10,
1872, Saratoga Gold Mining Co., a corpora-
tion, by E. M. Foltz, its attorney in fact,
has made application for a United States
patent for 1500 linear feet of the Annexed
lode claim, bearing gold, silver and copper,
situated in the Pine Grove mining district,
Yavapai county, and described in the official
plat and field notes on file in the office of
the register of the Prescott land district,
Arizona, as follows, to-wit:

SURVEY NO. 1921.

ANNEXED LODE.

Beginning at cor No 1, marked by a X-A-
1-1921 chiseled on rock in place 18x24x36 ins
above ground, with mound of stones, whence
U S M M No 2, Pine Grove dist, brs s 6 deg
55 min e 61 ft. An oak tree 12 ins in diam
marked X-B-T-A-1-1921 brs s 14 deg 45 min
e 34.6 ft. Thence n 28 deg 59 min e 1500
feet to cor No 2. Thence s 69 deg 30 min e
575 feet to cor No 3. Thence s 30 deg 12
min w 1500 feet to cor No 4. Thence n 60
deg 30 min w 541 feet to cor No 1, the place